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Attorneys for Defendants
Terracon Consultants Western, Inc.;
and Terracon, Inc.

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF NEVADA

MANDALAY RESORT GROUP, fka
 CIRCUS CIRCUS ENTERPRISES, INC. a
 Nevada corporation; MANDALAY
 DEVELOPMENT, fka CIRCUS CIRCUS
 DEVELOPMENT CORP., a Nevada
 corporation; and MANDALAY CORP., a
 Nevada corporation,

Plaintiff,

v.

TERRACON CONSULTANTS WESTERN,
 INC., an Iowa corporation; TERRACON,
 INC., an Iowa corporation; and DOES 1
 through 50, inclusive,

Defendant.

AND ALL RELATED ACTIONS

CASE NO. 2:04-cv-1488-RCJ-PAL

**STIPULATION AND ORDER
 TO VACATE THE AUGUST 28, 2009
 ORAL ARGUMENT RE: MOTION
 NOS. 118 AND 119**

Defendants Terracon Consultants Western, Inc. and Terracon, Inc., Plaintiff Mandalay Resort Group, fka Circus Circus Enterprises, Inc., and Third-Party Defendants The Pressure Grout Company, Lochsa, LLC & Klai-Juba Architects, Ltd., by and through their respective counsel of record, hereby stipulate to vacate the August 28, 2009 oral argument regarding Motion Nos. 118,

1 Renewed Motion for Summary Judgment and 119, Motion to Dismiss Third-Party Plaintiff
 2 Terracon, Inc.'s Third-Party Complaint (Renewed).

3 The parties will request a new hearing date following the completion of settlement
 4 discussions.

5 Dated this 27 day of August 2009

6 GIRARDI & KEESE

7
 8 By: 

9 Shahram Shayesteh, Esq.
 10 David R. Lira, Esq.
 11 1126 Wilshire Blvd.
 12 Los Angeles, CA 90017
 13 -and-
 14 Dennis R. Haney, Esq.
 15 Stefanie R. Shields, Esq.
 16 HANEY, WOLOSON & MULLINS
 17 1117 South Rancho Drive
 18 Las Vegas, NV 89102
 19 702-474-7009 Fax
 20 Attorneys for Plaintiff
 21 Mandalay Report Group f/k/a
 22 Circus Circus Enterprises, Inc.

23 Dated this ____ day of August 2009

24 CISNEROS CLAYSON & MARIAS

25 By: _____

26 Paul M Haire, Esq.
 27 1140 Town Center Dr., Ste. 200
 28 Las Vegas, NV 89144
 Attorneys for Third Party Defendant
 The Pressure Grout Company

IT IS SO ORDERED.

Dated this 27 day of August 2009

HOLLAND & HART LLP

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 and Terracon, Inc.

Dated this ____ day of August 2009

WEIL & DRAGE, APC

By: _____

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 Anthony D. Platt, Esq.
 Trevor O. Resurreccion, Esq.
 6085 W. Twain Ave., Ste. 203
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 Attorneys for Third Party Defendants
 Lochsa, LLC & Klai-Juba Architects, Ltd.

UNITED STATES MAGISTRATE JUDGE

1 Renewed Motion for Summary Judgment and 119, Motion to Dismiss Third-Party Plaintiff
 2 Terracon, Inc.'s Third-Party Complaint (Renewed).

3 The parties will request a new hearing date following the completion of settlement
 4 discussions.

5 Dated this ____ day of August 2009

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17 Dated this 27th day of August 2009

Dated this ____ day of August 2009

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 25 The Pressure Grout Company

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26
 27
 28 IT IS SO ORDERED.

UNITED STATES MAGISTRATE JUDGE

HOLLAND & HART LLP
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 Phone: (702) 669-4600 ♦ Fax: (702) 669-4650

Renewed Motion for Summary Judgment and 119, Motion to Dismiss Third-Party Plaintiff Terracon, Inc.'s Third-Party Complaint (Renewed).

The parties will request a new hearing date following the completion of settlement discussions.

Dated this ____ day of August 2009

Dated this ____ day of August 2009

GIRARDI & KEESE

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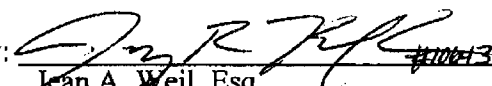
Dated this ____ day of August 2009

Dated this 27th day of August 2009

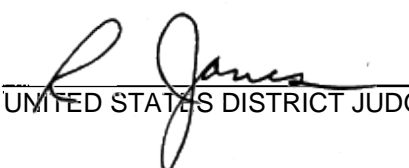
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Lochsa, LLC & Klai-Juba Architects, Ltd.

IT IS SO ORDERED.

 _____
 UNITED STATES DISTRICT JUDGE

HOLLAND & HART LLP
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CERTIFICATE OF SERVICE

Pursuant to Nev. R. Civ. P. 5(b), I hereby certify that service of the foregoing
STIPULATION AND ORDER TO VACATE THE AUGUST 28, 2009 ORAL ARGUMENT
RE: MOTION NOS. 118 AND 119 was made this 27th day of August 2009, by electronic
transmission to the parties on electronic file:

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